IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.814 of 2001.
IN
SECOND APPEAL NO. 578 OF 2000.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri Ajay Patil i/by Shri P.K.Dhakephalkar for the Applicant.

CORAM : ABHAY S.OKA, J.
DATED : 17th October, 2007.

P.C.:

1. Heard the Advocate for the Applicant. The Office noting shows that the Respondents are duly served. In view of the averments made in the Application, a case is made out for restoration of the Second Appeal which is dismissed for non-payment of Bhatta.

2. Hence the Application is allowed in terms of prayer clauses (b) and (c) subject to condition that the Applicant will pay Bhatta charges in the Second Appeal within a period of four weeks from today. If compliance is not made, the order of dismissal of Second Appeal will stand. If compliance is made, the office will issue notice of the Second Appeal to the Respondents returnable on 17th December 2007.

3. Ad-interim relief granted in this Application on 14th September 2001 will continue to operate till 20th December 2007.

Judge.